

**IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION**

Dated: Nainital the 8th day of September 2003
Bail Application No. 752/2003

CRIMINAL SIDE

Fayeem S/o Mohd. Umar,
R/o Mohalla-Desh Nagar,
P.S. Kotwali,
District Pilibhit (U.P.)

..Applicant.

Versus

State of Uttaranchal

..Opposite party.

Arising out of case crime No. 269 of 2003
Under sections 376/ 511 IPC
P.S. Khatima,
District - U.S.Nagar..

By the Court

Hon'ble Irshad Hussain J.

Heard Sri Suresh Kumar Mishra, learned counsel for the applicant and learned A.G.A.

Perused the counter affidavit. Also perused the medical examination report. There was merely an attempt to commit rape. No act was being perpetrated. Considering this it is a fit case for bail. The bail application is allowed.

The applicant -accused fayeem shall be released in crime No. 269/2003 under sections 376/511 IPC P.S. Khatima District U.S.Nagar on his executing a personal bond and two sureties each in the like amount to the satisfaction of C.J.M. U.S.Nagar.

(Irshad Hussain J.)

Dated 8-9-2003

ISB